

The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

## PERIENNE DE JARAY,

**Plaintiff,**

V.

ATTORNEY GENERAL OF CANADA  
FOR HER MAJESTY THE QUEEN,  
CANADIAN BORDER SERVICES  
AGENCY, GLOBAL AFFAIRS CANADA  
fka DEPARTMENT OF FOREIGN  
AFFAIRS AND INTERNATIONAL  
TRADE CANADA, GEORGE WEBB,  
KEVIN VARGA, and PATRICK LISKA,

## Defendants.

## **STIPULATION**

Plaintiff Perienne de Jaray (“Plaintiff”) and Defendants Attorney General of Canada for Her Majesty the Queen (“Attorney General”), Canadian Border Services Agency (“CBSA”), Global Affairs Canada fka Department of Foreign Affairs and International Trade Canada (“GAC”), George Webb, Kevin Varga, and Patrick Liska (collectively, “Defendants”) hereby stipulate and agree as follows:

1. Defendants George Webb and GAC were served as of the dates

1 indicated on the affidavits of service on file with the Court (Dkts. 9 and 10).

2       2. Defendants Attorney General, CBSA, Varga, and Liska authorize  
 3 their attorneys, Garvey Schubert Barer, to accept service of the Complaint (Dkt.  
 4 1) on their behalf in accordance with the terms of this stipulation.

5       3. Upon entry of the Order below, service of the Complaint (Dkt. 1) on  
 6 defendants Attorney General, CBSA, Varga, and Liska will be deemed to have  
 7 taken place in Canada.

8       4. Upon entry of the Order below, service of the Complaint (Dkt. 1) on  
 9 all Defendants will be deemed to be sufficient and to have taken place under  
 10 The Hague Convention on the Service Abroad of Judicial and Extrajudicial  
 11 Documents in Civil or Commercial Matters pursuant to 28 U.S.C. § 1608 of the  
 12 Federal Sovereign Immunities Act (as to the government defendants) and  
 13 pursuant to Federal Rule of Civil Procedure 4(f) (as to the individual  
 14 defendants). Accordingly, Defendants will not assert any defenses to service of  
 15 the Complaint (Dkt. 1) under Fed. R. Civ. P. 12(b)(4) or 12(b)(5).

16       5. The time for all Defendants to respond to the Complaint will be  
 17 extended to September 29, 2016. Defendants will file their responses to the  
 18 Complaint on or before Thursday, September 29, 2016. Any motions to  
 19 dismiss the Complaint will be noted for consideration on Friday, October 21,  
 20 2016. The parties will request oral argument, if any, to take place after  
 21 October 28, 2016.

22       6. This joint stipulation regarding service and the deadline to respond  
 23 does not alter any other deadlines or requirements imposed by the Federal  
 24 Rules of Civil Procedure or other federal law, including but not limited to the  
 25 Foreign Sovereign Immunities Act or the Alien Tort Statute.

26       7. The parties agree that the purpose of this joint stipulation is to

1 facilitate proper service and permit the Defendants additional time to respond  
2 to the Complaint. The parties agree that the joint stipulation may not be used  
3 for any other purpose, including but not limited to any argument that any  
4 defendant has subjected itself to the jurisdiction of this Court or any other  
5 Court in the United States.

6 Dated this 28th day of July, 2016.

7	MALONEY LAUERSDORF REINER, PC	GARVEY SCHUBERT BARER
8		
9	By /s/ Andrew C. Lauersdorf	By /s/ David R. West
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14		Attorneys for Defendants

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16 **ORDER**

17 It is so ordered.

18 Dated this \_\_\_\_ day of \_\_\_\_\_, 2016.

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21 UNITED STATES DISTRICT JUDGE

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